

BYLAW NO. 2010-07

ANIMAL CONTROL BYLAW

A BYLAW OF THE TOWN OF RAINBOW LAKE, IN THE PROVINCE OF ALBERTA, FOR THE PURPOSE OF REGULATING AND CONTROLLING ANIMALS.

WHEREAS, under the provisions of the *Municipal Government Act*, R.S.A. 2000, c. M 26, as amended or repealed and replaced from time to time, authorizes the Town to regulate and control by bylaw, wild and domestic animals and activities in relation to them by bylaw;

AND WHEREAS the Council of the Town of Rainbow Lake deems it necessary to amend Bylaw 2007-04;

NOW THEREFORE the Municipal Council of the Town of Rainbow Lake, in the Province of Alberta, DULY ASSEMBLED, HEREBY ENACTS AS FOLLOWS:

1. That the following Definition be added to Part 2 Definitions of the Animal Control Bylaw

“Provocation” – means the act of inciting somebody or something to attack somebody or something else.

AND

That Schedule “C” penalties be amended for Section 3(d), 3(h), 6(c) and 6(e)

AND to

2. REPEAL

(a) Bylaws No. 128, 167 and 255 are hereby repealed.

3. EFFECTIVE DATE

(a) This Bylaw shall come into effect upon third and final reading thereof.

Read a first time this ____ day of _____, 2010

Read a second time this ____ day of _____, 2010.

Read a third time and finally passed this ____ day of _____, 2010.

Mayor

Chief Administrative Officer

BYLAW NO. 2010-07**ANIMAL CONTROL BYLAW****SCHEDULE "C" AMENDMENTS**

SECTION	OFFENCE	FINE
Section 3(d)	Failure to license	\$50.00
	Failure to license Vicious Dog	\$300.00
Section 3(h)	Failure to wear License Tag	\$50.00
Section 4(b)	Harbouring more than 3 Dogs without a valid Over-Limit Permit	\$50.00
Section 6(a)	Owner of Animal running At Large	\$50.00
	Second Offence within one (1) year	\$150.00
	Third Offence within one (1) year	\$300.00
Section 6(b)	Owner of Animal that barks howls of otherwise makes noise as to disturb the quiet or repose of any person	\$50.00
	Second Offence within one (1) year	\$150.00
	Third Offence within one (1) year	\$300.00
Section 6(c)	Owner of Animal that bites, attacks, threatens or injures any person	\$200.00
	Second Offence within one (1) year	\$300.00
	Third Offence within one (1) year	\$500.00
Section 6(d)	Owner of Animal that chases a Motor Vehicle, bicycle, person on horseback, or person running or walking	\$100.00
	Second Offence within one (1) year	\$200.00
	Third Offence within one (1) year	\$300.00
Section 6(e)	Owner of Animal that kills, attacks, injuries or otherwise harasses other Animals	\$100.00
	Second Offence within one (1) year	\$150.00
	Third Offence within one (1) year	\$300.00
Section 6(f)	Owner of Animal that causes Damage to Public or Private Property within the Town	\$50.00
	Second Offence within one (1) year	\$150.00
	Third Offence within one (1) year	\$300.00
Section 6(g)	Owner of an Animal fails to remove defecation from Public or Private Property within the Town	\$50.00
	Second Offence within one (1) year	\$150.00
	Third Offence within one (1) year	\$300.00
Section 6(h)	Owner of Animal allowing accumulation of defecated matter on Owner's property	\$50.00
	Second Offence within one (1) year	\$150.00
	Third Offence within one (1) year	\$300.00

Section 6(i)	Owner who permits an Animal to enter or remain in any public bathing, swimming or wading pool	\$50.00
	Second Offence within one (1) year	\$150.00
	Third Offence within one (1) year	\$300.00
Section 6(j)	Female Animal in heat not confined	\$50.00
	Second Offence within one (1) year	\$150.00
	Third Offence within one (1) year	\$300.00
Section 6(k)	Any person who unties, loosens or otherwise frees an Animal that was tied or otherwise restrained or confined	\$50.00
	Second Offence within one (1) year	\$150.00
	Third Offence within one (1) year	\$300.00
Section 6(l)	Any person who interferes with, prohibits or otherwise impedes a Bylaw Enforcement Officer	\$100.00
	Second Offence within one (1) year	\$150.00
	Third Offence within one (1) year	\$300.00
	Fourth or Subsequent Offences within one (1) year for Sections 6(a) to (l)	Not less than \$500.00 and Not more than \$5,000.00
Section 6(m)	Animal Left Unattended	\$100.00
	Second Offence within one (1) year	\$150.00
	Third Offence within one (1) year	\$300.00
Section 7(a)	Owner of Vicious Animal that is not secured by a Restraining Device under physical control off Owner's property	\$300.00
	Second Offence within one (1) year	\$400.00
	Third Offence within one (1) year	\$500.00
Section 7(a)(ii)	Owner of Vicious Animal that is not confined within a Secured Enclosure or secured by a Restraining Device under physical control while on Owner's property	\$300.00
	Second Offence within one (1) year	\$400.00
	Third Offence within one (1) year	\$500.00
Section 7(j)	Owner of Vicious Animal Failing to Comply with provisions of Vicious Animal declaration	\$300.00

Offences under this Bylaw by an Owner of Vicious Animal are double the stated fines above.

An offence for which a penalty is not otherwise provided	\$50.00
Second Offence within one (1) year	\$150.00
Third Offence within one (1) year	\$300.00
Fourth or Subsequent Offences within one (1) year for Sections 6(a) to (l)	Not less than \$500.00 and Not more than \$5,000.00